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8	BEFORE THE BOARD OF REGISTERED NURSING DEPARTMENT OF CONSUMER AFFAIRS STATE OF CALIFORNIA		
9			
10	STATE OF C	•	
11	In the Matter of the Accusation Against:	Case No. 2013- 119	
12	RAVI RAJESHWAR S. BRAR, A.K.A.		
13	RAVI RAJESHWAR SINGBRAR, A.K.A, RAVI BRAR	ACCUSATION	•
14	9427 Sea Cliff Way Elk Grove, CA 95758		
15	Registered Nurse License No. 778984		
16 17	Respondent.		
18	Complainant alleges:		
19	PAR	TIES	
20	1. Louise R. Bailey, M.Ed., RN ("Complainant") brings this Accusation solely in her		
21	official capacity as the Executive Officer of the B	Board of Registered Nursing, Dep	partment of
22	Consumer Affairs.		• .
23	Registered Nurse License		
24	2. On or about July 19, 2010, the Board issued Registered Nurse License Number		
25	778984 to Ravi Rajeshwar S. Brar, also known as Ravi Rajeshwar Singhbrar, also known as, Ravi		
26	Brar ("Respondent"). The registered nurse license was in full force and effect at all times		
27	relevant to the charges brought herein and will expire on February 28, 2014, unless renewed.		
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STATUTORY PROVISIONS

- 3. Section 2750 of the Business and Professions Code ("Code") provides, in pertinent part, that the Board may discipline any licensee, including a licensee holding a temporary or an inactive license, for any reason provided in Article 3 (commencing with section 2750) of the Nursing Practice Act.
- 4. Code section 2764 provides, in pertinent part, that the expiration of a license shall not deprive the Board of jurisdiction to proceed with a disciplinary proceeding against the licensee or to render a decision imposing discipline on the license. Under Code section 2811, subdivision (b), the Board may renew an expired license at any time within eight years after the expiration.
 - 5. Code section 2761 states, in pertinent part:

The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

- (a) Unprofessional conduct...,
- (f) Conviction of a felony or of any offense substantially related to the qualifications, functions, and duties of a registered nurse, in which event the record of the conviction shall be conclusive evidence thereof.
- 6. Code section 2762 states, in pertinent part:

In addition to other acts constituting unprofessional conduct within the meaning of this chapter [the Nursing Practice Act], it is unprofessional conduct for a person licensed under this chapter to do any of the following:

- (b) Use any controlled substance as defined in Division 10 (commencing with Section 11000) of the Health and Safety Code, or any dangerous drug or dangerous device as defined in Section 4022, or alcoholic beverages, to an extent or in a manner dangerous or injurious to himself or herself, any other person, or the public or to the extent that such use impairs his or her ability to conduct with safety to the public the practice authorized by his or her license.
- (c) Be convicted of a criminal offense involving the prescription, consumption, or self-administration of any of the substances described in subdivisions (a) and (b) of this section, or the possession of, or falsification of a record pertaining to, the substances described in subdivision (a) of this section, in which event the record of the conviction is conclusive evidence thereof.

COST RECOVERY

7. Code section 125.3 provides, in pertinent part, that the Board may request the administrative law judge to direct a licentiate found to have committed a violation or violations of

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27 28 the licensing act to pay a sum not to exceed the reasonable costs of the investigation and enforcement of the case.

FIRST CAUSE FOR DISCIPLINE

(Criminal Conviction)

- 8. Respondent has subjected his license to discipline pursuant to Code section 2761, subdivision (f) in that Respondent has been convicted of the following crime that is substantially related to the qualifications, functions, and duties of a registered nurse:
- On or about April 25, 2008, in the Superior Court, County of Sacramento, California, in the matter entitled People vs. Ravi Rajeshwar Singhbrar, Case 08T00483, Respondent was convicted following his plea of no contest to Count 2 of Vehicle Code section 23152 (b) (driving with .08 percent or more, by weight, of alcohol in ones blood), a misdemeanor.
- On or about November 8, 2011, in the Superior Court, Hayward Hall of Justice, b. County of Alameda, California, in the matter entitled People vs. Ravi Rajeshwar Brar, aka Ravi Brar, 2011, Case 436851, Respondent was convicted following his plea of no contest to the lesser charge of Vehicle Code section 23103.5 (a) (wet and reckless), a misdemeanor. The circumstances of the crime are that on or about August 14, 2011, Respondent was arrested for driving under the influence of alcohol after he was found to be sleeping in his vehicle on the side of the road with the keys in the ignition.

SECOND CAUSE FOR DISCIPLINE

(Conviction of a Crime Involving Alcohol)

9. Respondent has subjected his license to discipline pursuant to Code section 2761, subdivision (a), on the grounds of unprofessional conduct, as defined by Code section 2762, subdivision (c), in that Respondent has been convicted of crimes involving the consumption of alcohol, as more particularly set forth in paragraph 8, above.

THIRD CAUSE FOR DISCIPLINE

(Use Alcohol to an Extent or in a Manner Dangerous or Injurious)

10. Respondent has subjected his license to discipline pursuant to Code section 2761, subdivision (a), on the grounds of unprofessional conduct, as defined in Code section 2762,

subdivision (b), in that Respondent used alcohol to an extent or in a manner dangerous or injurious to himself or others, as more particularly set forth in paragraphs 8 and 9, above.

PRAYER

WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged, and that following the hearing, the Board of Registered Nursing issue a decision:

- Revoking or suspending Registered Nurse License Number 778984, issued to Ravi Rajeshwar S. Brar, also known as Ravi Brar;
- Ordering Ravi Rajeshwar S. Brar, also known as Ravi Rajeshwar Singhbrar, also 2. known as Ravi Brar to pay the Board of Registered Nursing the reasonable costs of the investigation and enforcement of this case, pursuant to Business and Professions Code section 125.3; and,
 - Taking such other and further action as deemed necessary and proper. 3.

Just 10,2012

Board of Registered Nursing Department of Consumer Affairs

State of California

Complainant